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ORIGINALLY FILED

Receipt

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P-5474-D1-C1-C1 PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael J. Sullivan, et al
For: GOLF BALL WITH SOFT CORE

Serial No: 10/077,148

Group Art Unit: 3711

Filed: February 15, 2002

Examiner: Not Yet Assigned

Assistant Commissioner for Patents
Washington, DC 20231
ATTN: Office of Initial Patent Examination
Customer Service Center

Sir:

REQUEST FOR CORRECTED FILING RECEIPT

1. Attached is a copy of the Official Filing Receipt received from the PTO in the above application for which issuance of a corrected Filing Receipt is respectfully requested.
2. There is an error in that the following data is

<u>XX</u>	incorrectly entered	and/or	_____	omitted
<u>XX</u>	Applicant's name		_____	Applicant's address
_____	Title		_____	Filing Date
_____	Serial Number			
_____	Foreign/PCT Application Reference			
<u>XX</u>	Other: FIL FEE REC'D; TOT CLAIMS; IND CLAIMS			

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

FACSIMILE

XX deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

_____ transmitted by facsimile to the Patent and Trademark Office.

Date:

July 11, 2002

Leslie A. Tzivani
Leslie A. Tzivani

Serial No. 10/077,148

Filing Date: February 15, 2002

P-5474-D1-C1-C1

In the filing receipt under "Applicants", the second inventor's name should be corrected as follows (changes bolded and underlined):

Thomas J. Kennedy, **III**

In the filing receipt under "FIL FEE REC'D", the amount should read: **740**.

In the filing receipt under "TOT CLAIMS", the total number of claims should read: **20**.

In the filing receipt under "IND CLAIMS", the number of independent claims should read : **3**.

The following documents are provided for verification of the above and for your convenience with respect to the above-identified patent application:

A copy of the "Application Data Sheet" and "Application Transmittal Letter".

3. **XX** The correction is not due to any error by Applicant and no fee is due.
 ___ The correction is due to Applicant's error and the fee therefor under 37
 C.F.R. § 1.19(h) of \$25.00 is paid as follows:
 ___ Please charge Deposit Account 17-0150 in the amount of \$25.00.
 XX Please charge Deposit Account 17-0150, if any applicable fees are deemed
 necessary in this Request For Corrected Filing Receipt.

Respectfully submitted,
Michael J. Sullivan, et al

Date: July 11, 2002
Customer No. 24492
(413) 322-2937
MB/lat
Other Enc. Return Receipt Postcard (MPEP503)

Michelle Bugbee
Michelle Bugbee, Reg. No. 42,370
Associate Patent Counsel
Spalding Sports Worldwide, Inc.
425 Meadow Street
P.O. Box 901
Chicopee, Massachusetts 01021-0901



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/077,148	02/15/2002	3711	4888 740	P-5474-D1- C1-C1	13	56 20	8 3

CONFIRMATION NO. 5579

24492
MICHELLE BUGBEE, ASSOCIATE PATENT COUNSEL
SPALDING SPORTS WORLDWIDE INC
425 MEADOW STREET
PO BOX 901
CHICOPEE, MA 01021-0901

MAY 18

FILING RECEIPT



OC000000007631885

Date Mailed: 03/14/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Michael J. Sullivan, Barrington, RI;
Thomas J. Kennedy, Wilbraham, MA; *Thomas J. Kennedy, III*
John L. Nealon, Springfield, MA;
Kevin J. Shannon, Longmeadow, MA;

Assignment For Published Patent Application

Spalding Sports Worldwide, Inc., Chicopee, MA;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 09/724,156 11/28/2000
WHICH IS A CON OF 09/299,416 04/26/1999 PAT 6,152,835
WHICH IS A DIV OF 08/975,799 11/21/1997 PAT 5,971,870

Foreign Applications

If Required, Foreign Filing License Granted 03/13/2002

Projected Publication Date: 06/20/2002

Non-Publication Request: No

Early Publication Request: No

Title

Golf ball with soft core

Preliminary Class

473

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



COPY OF PAPERS
ORIGINALLY FILED

Docket No. P-5474-D1-C1-C1
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

Transmitted herewith for filing is the patent application of

Inventor(s): Michael J. Sullivan, Thomas J. Kennedy, III, John L. Nealon
and Kevin J. Shannon

For (title): GOLF BALL WITH SOFT CORE

1. **Type of Application** - This new application is for a(n) XX Continuation
2. **Benefit of Prior U.S. Application(s)** (35 U.S.C. 119(e), 120, or 121): This application is a Continuation of Application Serial No. 09/724,156, filed November 28, 2000.
3. **Papers Enclosed That Are Required for Filing Date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application**

<u>42</u> Pages of specification	<u>6</u> Pages of claims	<u>1</u> Page of Abstract
<u>13</u> Sheets of drawing (FIGURES 1 - 17)	<u>XX</u> formal	<u> </u> informal
4. **Additional papers enclosed:** Application Data Sheet
5. **Declaration or oath** XX Enclosed (from parent)
6. **Inventorship Statement** The inventorship for all the claims in this application are: X the same.
7. **Assignment**
XX assignment of the invention to SPALDING SPORTS WORLDWIDE, INC. was recorded on 12/29/98 in reel/frame 9674/0432.
 is attached with a separate "RECORDATION FORM COVER SHEET - PATENTS ONLY"

CERTIFICATION UNDER 37 C.F.R. 1.10

I hereby certify that this New Application Transmittal and the documents referred to as attached therein are being deposited with the United States Postal Service on this date February 15, 2002, in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EL759963944US, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Leslie A. Tzivanis
(type or print name of person mailing paper)
Leslie A. Tzivanis
Signature of person mailing paper

8. Fee Calculation (37 C.F.R. 1.16) (Eff. 10/01/01) A.

XX UTILITY application

XX After Preliminary Amendment

Number filed	<u>CLAIMS AS FILED</u>					Rate	Basic Fee (other than small entity)
	Number Extra						
						37 C.F.R. 1.16(a)	<u>\$740.00</u>
<hr/>							
Total							
Claims (37 CFR 1.16(c))	20	-	20	=	0	x	\$ 18.00
Independent							0.00
Claims (37 CFR 1.16(b))	3	-	3	=	0	x	\$ 84.00
Multiple dependent claim(s),							0.00
if any (37 CFR 1.16(d))					+	\$ 0.00	0.00
<hr/>							
Filing Fee Calculation							<u>\$740.00</u>

9. Fee Payment Being Made at This Time X Enclosed X Basic filing fee \$740.00

TOTAL FEES ENCLOSED \$740.00

14. Method of Payment of Fees

X Charge Account No. 17-0150 in the amount of

\$740.00

15. Authorization to Charge Additional Fees

X The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 17-0150

X 37 C.F.R. 1.16(a), (f) or (g) (filing fees)

X 37 C.F.R. 1.16(b), (c) and (d) (presentation of extra claims)

X 37 C.F.R. 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

X 37 C.F.R. 1.17 (application processing fees)

- 37 C.F.R. 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R.1.311(b))

16. Instructions as to Overpayment

X Credit/Refund Account No. 17-0150

Customer No. 24492

Reg. No. 42,370

Phone: 413-322-2937

Enc.

cc: SSW Dep. Acct.

MB/lat



SIGNATURE OF PRACTITIONER

Michelle Bugbee

Spalding Sports Worldwide, Inc.

425 Meadow Street

P.O. Box 901

Chicopee, MA 01021-0901

XX Statement Where No Further Pages Added

XX This transmittal ends with this page.

Express Mail No. EL759963944US

(Application Transmittal ---page 2 of 2)



COPY OF PAPERS
ORIGINALLY FILED

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Michael J. Sullivan et al

Group No.: 3711

Application Serial No.: 10/077,148

Examiner: Unknown

Filing Date: 02/15/2002

Attorney Docket No.: P-5474-D1-C1-C1

For: **GOLF BALL WITH SOFT CORE**

Assistant Commissioner for Patents
Washington, DC 20231

ATTN: Refund Section, Accounting Division, Office of Finance

REQUEST FOR REFUND

(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

I. REFUND REQUEST

This is a request for a refund, with respect to the charge to Deposit Account 17-0150, shown on the statement dated March 2002, for the above-identified

XX Application

___ Patent

A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

XX deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: 5/30/02

FACSIMILE

___ transmitted by facsimile to the Patent and Trademark Office.

Laura J. Nolan
Signature

Laura J. Nolan
(type or print name of person certifying)

II. FEES CHARGED FOR WHICH REFUND REQUESTEDAMOUNT OF
REFUND
REQUESTED

☐ Filing Fee

☐ Surcharge for filing the basic filing fee on a date later than
the filing date of the application (37 C.F.R. § 1.16(e))
and/or

☐ Surcharge for filing the oath or declaration on a date later
than the filing date of the application (37 C.F.R. § 1.16(e))

☐ Extension of time

☒ Excess claims \$1,068.00

☐ Issue fee

☐ Petition fee

☐ Patent Maintenance fee

☐ first maintenance fee

☐ second maintenance fee

☐ third maintenance fee

☐ Patent maintenance fee surcharge

☐ Other _____

TOTAL REFUND REQUESTED \$1,068.00

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

This application was filed on February 15, 2002 with payment for 3 independent claims and 20 total claims. This application was filed as a Continuation application of U.S. Application No. 09/724,156 filed November 28, 2000 (which is a continuation of 09/299,416). Original claims 1 – 37 of Application No. 09/299,416 were canceled in a Preliminary Amendment filed in the immediate parent to this application, Application No. 09/724,156, and new claims 38 – 65 were added. Applicant has received a Notice of Allowance for U.S. Application No. 09/724,156, allowing claims 38 – 65.

The Preliminary Amendment filed with U.S. Application No. 10/077,148 requested the cancellation of claims 38 – 65, the claims pending in the parent application, and the addition of

new claims 66 – 85. Claims 66 – 85 include 3 independent claims and 20 total claims. Applicant did not request the cancellation of claims 1 – 37 since the claims were cancelled in the Preliminary Amendment filed with U.S. Application No. 09/724,156, and thus were not part of the parent application. Applicant has been overcharged for the original claims 1 – 37, in the amount of \$1,068.00. The proper charge should have been \$740.00, as stated on the transmittal (copy attached).

Applicant respectfully requests the refund of \$1,068.00.

IV. MANNER OF REFUND

Please make refund by

XX crediting Account No. 17-0150

☐ crediting credit card as shown on the attached credit card information authorization form PTO-2038

☐ refunding payment

Customer No. 24492
Phone: (413) 322-2937

Date: May 30, 2002

Encs.

Respectfully submitted,

By Michelle Bugbee
Michelle Bugbee, Reg. No. 42,370
Spalding Sports Worldwide, Inc.
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